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ROC920040026US1-IBM 230

In re Application of:

Application No.: 10/808,740

Filed: March 25, 2004

For: SYSTEM AND APPARATUS FOR PHOTOLITHOGRAPHY

The owner*, IBM CORPORATION, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 10/707,894 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. The undersigned is an attorney or agent of record. Reg. No. 33,478

Signature

Date

Nick Bromer

Typed or printed name

10/20/2005 SZEWDIE1 00000139 10808740

202-371-8976

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